JUN 12 2006 W PATENT APPLICATION

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to:

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

on dune 8, 2006

Janeen Vilven, Reg. No.47,156

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Appl. No.

09/911,904

Applicant

Spencer B. Farr et al.

Filed

July 23, 2001

Title

**CANINE TOXICITY GENES** 

TC/A.U.

1634

Examiner

Jeanine A. Goldberg

Confirmation No.

4189

Docket No.

32058-1002

### PETITION UNDER 37 C.F.R. § 1.84(b) TO ACCEPT PHOTOGRAPHIC DRAWINGS

Commissioner for Patents United States Patent and Trademark Office PO Box 1450 Alexandria, Virginia 22313–1450

Dear Sir:

In response to the Notice Regarding Drawings mailed May 25, 2006, Applicants request that Figures 1, 3, 4, and 5, all in color, be accepted. Applicants are submitting color figures in triplicate with one black & white figure as required by C.F.R. 1.84(b). The Commissioner of Patents is hereby authorized to charge any fee to Deposit Account 13-4213.

Further, Applicants are enclosing copies of the original Petition Under 37 C.F.R. § 1.84(b) To Accept Photographic Drawings filed on July 23, 2001 with the U.S. Patent and Trademark Office and the PAIR website acknowledging receipt of this Petition.

06/13/2006 MAHMED1 00000083 09911904

01 FC:1464

130.00 OP

Applicants respectfully request speedy publication of the above-referenced patent application.

Respectfully submitted,

Janeen Vilven, Reg. No. 47,156 Direct line: (505) 998-6134

PEACOCK MYERS, P.C. Attorneys for Applicant(s) P.O. Box 26927 Albuquerque, New Mexico 87125-6927

Telephone: 505-998-1500 Facsimile: 505-243-2542 **Customer Number 005179** 

G:\CLIENTS\Phase-1\patents\US\1002 Canine Toxicity Predictive Genes\Petition.drawtran.32058-1002.doc

PATENT Docket No. 400742000200

ERTIFICATE OF MAILING BY "EXPRESS MAIL"

Express Mail Label No.: EL569237795US

Date of Deposit: July 23, 2001

I hereby certify that this paper or fee is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 C.F.R. § 1.10 on the date indicated above and is addressed to: Assistant Commissioner for Patents, Washington, D.C. 2023:

Terri Shieh-Newton

### IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In the application of:

Spencer B. FARR et al.

Serial No.:

To Be Assigned

Filing Date:

Herewith

For:

CANINE TOXICITY GENES

Examiner: To Be Assigned

Group Art Unit: To Be Assigned

## PETITION UNDER 37 C.F.R. § 1.84(b) TO ACCEPT PHOTOGRAPHIC DRAWINGS

Assistant Commissioner for Patents Washington, D.C. 20231

Dear Sir:

Applicant requests that Figure(s) 1, 3, 4, and 5, all in color, be accepted. Applicants have submitted color figures in triplicate with one black & white figure as required by C.F.R. 1.84(b). The required fee of \$130.00 is submitted herewith.

The Assistant Commissioner is hereby authorized to charge any fees under

37 C.F.R. §§ 1.16 and 1.17 that may be required by this petition, or to credit any overpayment to **Deposit Account No. 03-1952**.

Respectfully submitted,

Dated: July 23, 2001

By:

Terri M. Shieh-Newton Registration No. 47,081

Morrison & Foerster LLP 755 Page Mill Road Palo Alto, California 94304-1018 Telephone: (650) 813-5649 Facsimile: (650) 494-0792

2

3



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	Search results for application number:09/911,904	lication number:0	9/911,904
Application Number:	oer: 09/911,904	Customer Number: 5179	5179
Filing or 371(c) Date: 07-23-2001	07-23-2001	Status:	Status:   Publications Issue Fee Payment   Verified
Application Type:	Utility	Status Date: 03-14-2006	03-14-2006
Examiner Name:	GOLDBERG, JEANINE ANNE	Location:	Location: ELECTRONIC
Group Art Unit:	1634	Location Date:	•
Confirmation Number: 4189	4189	Earliest Publication No:	Earliest Publication US 2003-0096234 A1
Attorney Docket Number:	400742000200	Earliest Publication Date: Date:	05-22-2003
Class/ Sub-Class:	iss: 435/287.2	Patent Number:	•
First Named Inventor:	Spencer Farr, Santa Fe, NM (US)	Issue Date of Patent:	•
Title Of Invention:	AN ARRAY OF TOXICOLOGI	CALLY RELEVANT CA	ion: AN ARRAY OF TOXICOLOGICALLY RELEVANT CANINE GENES AND USES THEREOF

E-Business Center Patents Information Class/Bubeless 3AU Information

Select Search Option

Patent Term Adjustment History Display References Image File Wrapper Continuity Data

File History	Contents Description	
	Date	

05-16-2006	Workflow - Query Request - Begin
02-06-2006	Workflow - Query Request - Begin
04-24-2006	Workflow - Query Request - Begin
03-22-2006	Receipt into Pubs
03-16-2006	Receipt into Pubs
03-14-2006	Dispatch to FDC
03-14-2006	Application Is Considered Ready for Issue
08-22-2005	Issue Fee Payment Verified
02-08-2006	Receipt into Pubs
08-22-2005	Issue Fee Payment Received
08-19-2005	Workflow - Query Request - Finish
08-09-2005	Workflow - Query Request - Begin
06-30-2005	Sequence Forwarded to Pubs on Tape
06-22-2005	Workflow - File Sent to Contractor
06-22-2005	Workflow - File Sent to Contractor
05-24-2005	Receipt into Pubs
05-17-2005	Mail Notice of Allowance
05-16-2005	Notice of Allowance Data Verification Completed
05-16-2005	Case Docketed to Examiner in GAU
03-01-2005	Correspondence Address Change
03-02-2005	Change in Power of Attorney (May Include Associate POA)
03-01-2005	Date Forwarded to Examiner
02-11-2005	Response after Non-Final Action
02-11-2005	Request for Extension of Time - Granted
02-11-2005	Workflow incoming amendment IFW
08-10-2004	Mail Non-Final Rejection
08-09-2004	Non-Final Rejection
07-01-2004	Reference capture on IDS
06-16-2004	Miscellaneous Incoming Letter
06-02-2004	Mail Examiner Interview Summary (PTOL - 413)
05-30-2004	Examiner Interview Summary Record (PTOL - 413)
05-29-2004	Date Forwarded to Examiner
05-29-2004	Date Forwarded to Examiner
05-26-2004	Request for Continued Examination (RCE)
05-29-2004	DISPOSAL FOR A RCE/CPA/129 (express abandonment if CPA)
05-26-2004	Request for Extension of Time - Granted
05-26-2004	Workflow incoming amendment IFW
05-26-2004	Workflow - Request for RCE - Begin
11-28-2003	Mail Final Rejection (PTOL - 326)

11-26-2003	Final Rejection
09-22-2003	Response after Non-Final Action
09-22-2003	Request for Extension of Time - Granted
09-15-2003	Correspondence Address Change
09-15-2003	Change in Power of Attorney (May Include Associate POA)
07-07-2003	Information Disclosure Statement (IDS) Filed
08-15-2003	IFW TSS Processing by Tech Center Complete
05-19-2003	Mail Non-Final Rejection
05-16-2003	Non-Final Rejection
03-13-2003	Date Forwarded to Examiner
02-28-2003	Response to Election / Restriction Filed
02-28-2003	Request for Extension of Time - Granted
09-05-2002	Mail Restriction Requirement
09-04-2002	Requirement for Restriction / Election
08-19-2002	Information Disclosure Statement (IDS) Filed
08-22-2002	Case Docketed to Examiner in GAU
07-03-2002	Application Dispatched from OIPE
06-25-2002	Application Is Now Complete
06-06-2002	Additional Application Filing Fees
06-06-2002	An assertion that the nature of the legal entities having property rights to the patent authorizes t
06-06-2002	Applicant has submitted a new specification to correct Corrected Papers problems
04-09-2002	Additional Application Filing Fees
04-09-2002	A set of symbols and procedures, provided to the PTO on a set of computer listings, that describe in
04-09-2002	A statement by one or more inventors satisfying the requirement under 35 USC 115, Oath of the Applic
04-09-2002	Applicant has submitted a new specification to correct Corrected Papers problems
04-29-2002	CRF Is Good Technically / Entered into Database
11-06-2001	Notice MailedApplication IncompleteFiling Date Assigned
10-17-2001	Correspondence Address Change
10-17-2001	Correspondence Address Change
09-25-2001	Correspondence Address Change
08-01-2001	IFW Scan & PACR Auto Security Review
07-23-2001	Initial Exam Team nn

6/5/2006